

## **Remarks**

Claims 1-6, 9-12, 14-19, 22-24, and 26-34 are pending in the present case and are rejected.

Claim 28 is amended to remove the redundant – “the acrylated oligomer is present in an amount from about 1 weight percent to about 30 weight percent of the total weight of the photocurable composition.”

### **1. Claims Rejections Under 35 U.S.C. § 112**

Claims 28 and 30-32 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention.

Claim 28 is amended to remove the redundant limitation as noted by the Examiner. Applicant points out that claims 31 and 32 were incorrectly grouped under this amendment.

### **2. Claim Rejections Under 35 U.S.C. § 103**

Claims 1-6, 9-11, 14-19, 22-24 and 26-33 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Shustack (5,128,387) in view of Shaw et al (5,440,446).

Applicant relies on the previously submitted analysis showing patentability.

**3. Double Patenting**

Claims 1-6, 9-11, 14-19, 22-24 and 26-34 are provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-13, 15-25 and 27-30 of copending Application No. 10/703,938.

Applicant will provide a terminal disclaimer when allowable subject matter, but for the double patenting rejection, is identified.

**Conclusion**

Applicant has made a genuine effort to respond to each of the Examiner's rejections in advancing the prosecution of this case. Applicant believes that all formal and substantive requirements for patentability have been met and that this case is in condition for allowance, which action is respectfully requested. If a telephone or video conference would help expedite allowance or resolve any additional questions, such a conference is invited at the Examiner's convenience.

The fee for the one month extension of time in the amount of \$60.00 is being filed electronically herewith. Please charge any additional fees or credit any overpayments as a result of the filing of this paper to our Deposit Account No. 02-3978.

Respectfully submitted,

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